



UNITED STATES BANKRUPTCY COURT
DISTRICT OF NEW JERSEY

Caption in compliance with D.N.J. 9004-1(b)

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Order Filed on April 1, 2024
by Clerk
U.S. Bankruptcy Court
District of New Jersey

IN RE:

WALTER C PARKER, JR

Debtor

Case No.: 23-17260-ABA

Chapter 13

Hearing date: 02/20/2024 at 10:00 AM

Judge: Andrew B. Altenburg Jr.

CONSENT ORDER MODIFYING STAY AS TO MOTOR VEHICLE
2015 GMC Sierra 1500 Extended Cab SLE 4WD 4.3L V6

The relief set forth on the following pages, number two (2) through three (3) is hereby **ORDERED**.

DATED: April 1, 2024



Honorable Andrew B. Altenburg, Jr.
United States Bankruptcy Court

Debtor: Walter C Parker, Jr

Case No.: 23-17260-ABA

Caption of Order: Consent Order Modifying Stay as to Motor Vehicle

1. The 11 USC §362(a) Automatic Stay as to Ally Capital ("Movant"), with respect to the personal property of the Debtor described as a 2015 GMC Sierra 1500 Extended Cab SLE 4WD 4.3L V6, V.I.N. 1GTV2UEH4FZ154902, in accordance with the agreement of the Debtor and Movant, is hereby modified and shall remain in effect.

PROVIDED THAT Debtor comply with the following terms and conditions:

- a. The Debtor will make the last regular monthly installment payment in the amount of \$489.13 on or before March 21, 2024.
- b. The loan matures on March 21, 2024.
- c. The Debtor will cure the current payoff balance due to the Movant in the total amount of \$5,668.99 as of February 27, 2024, which includes the filing fees (in the amount of \$199.00) and attorney's fees (in the amount of \$200.00) on or before August 21, 2024.
- d. Monthly Cure Payments: Debtor will make six (6) consecutive monthly payments to cure the Payoff Balance ("Cure Payment"). The first five (5) Cure Payments will be in the amount of \$944.00 and the last Cure Payment will be in the amount of \$948.99. Each Cure payment is due by the 21st of the month with the first Cure Payment due on or before March 21, 2024. The last Monthly Cure Payment will be paid on or before August 21, 2024.
2. The term "payment" as set forth in Paragraph 1, *supra*, does not include a check that is returned due to insufficient funds, account closed or is otherwise not capable of negotiation for any other reason.
3. Debtor will be in default under the Consent Order in the event that Debtor fails to comply with the payment terms and conditions set forth in above Paragraph 1, *supra*. If Debtor fails to cure the default within thirty (30) days from the date of default, Movant may apply on five days' notice to Debtor, Counsel for Debtor and the Chapter 13 Trustee for an order lifting the automatic stay imposed under 11 U.S.C. §362(a) and permitting Movant to exercise any rights under the loan documents with respect to the motor vehicle including, but not limited to, initiating and completing a sale of the motor vehicle without regard to any future conversion of this matter to a different form of bankruptcy.
4. In the event Debtor converts to a bankruptcy under any Chapter other than Chapter 13 of the Bankruptcy Code, then Debtor shall pay the Payoff Balance, fees, and charges due and owing within fifteen (15) days from the date the case is converted from Chapter 13 to any other Chapter.

Debtor: Walter C Parker, Jr

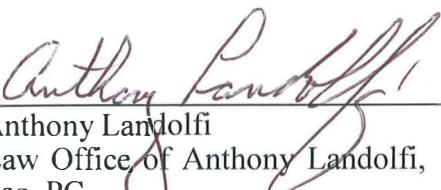
Case No.: 23-17260-ABA

Caption of Order: Consent Order Modifying Stay as to Motor Vehicle

If Debtor fails to make payments in accordance with this paragraph, then Movant, through counsel, may file a Certification of Default setting forth and failure and Movant shall be granted immediate relief from the automatic stay and under the provisions of Section 362 of the Bankruptcy Code (11 U.S.C. §362) and the Movant is then permitted to exercise any rights under the loan documents with respect to the motor vehicle including, but not limited to, initiating, and completing a sale of the motor vehicle. The failure of Movant to issue a notice of default will not be construed or act as a waiver of any of the rights of Movant under the Consent Order.

5. The debtor waives the fourteen (14) day stay provided under Rule 4001(a)(3), F.R.B.P.

We hereby consent to the form and entry of the foregoing Order.


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